



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2399

DATE SCANNED 10-11-11

SCANNER NO. 2

SCAN OPERATOR mlj

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

2011 MAR 31 A 10:27

March 30, 2011

MEMORANDUM

**SENSITIVE**

TO: The Commission

THROUGH: Alec Palmer *AP*  
Acting Staff Director

FROM: Patricia Carmona *PC*  
Chief Compliance Officer

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: Jodi Winship/Sari Pickerali *JP*  
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2010 Year-End Report for the  
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2010 Year-End Report in accordance with 2 U.S.C. 434(a). The Year-End Report was due on January 31, 2011.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report more than five (5) days but no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 CFR 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

**Recommendation**

1. Find reason to believe that all other political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

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Federal Election Commission  
Reason to Believe Circulation Report  
2010 YEAR-END Not Election Sensitive 01/31/2011 H\_S\_P\_UNAUTH

| AF#  | Committee ID | Committee Name   | Candidate Name   | Treasurer         | Threshold | PV | Receipt Date | Days Late | LOA      | RTB Penalty |
|------|--------------|--|------------------|-------------------|-----------|----|--------------|-----------|----------|-------------|
| 2397 | C00397083    | AMERICAN TELESERVICES ASSOCIATION PAC                    |                  | TIMOTHY SEARCY    | \$171,491 | 0  | 2/17/2011    | 17        | \$6,454  | \$140       |
| 2398 | C00413856    | ASSOCIATIONS INC. PAC/ASSOCIA PAC                        |                  | NANCY CUSHMAN     | \$100,944 | 0  | 3/2/2011     | 30        | \$13,715 | \$260       |
| 2399 | C00434324    | BEN GRABER FOR CONGRESS                                  | GRABER, BENJAMIN | BENJAMIN GRABER   | \$146,008 | 0  | 2/27/2011    | 27        | \$9,600  | \$190       |
| 2400 | C00118828    | BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE |                  | FRED E. KEITH JR. | \$108,428 | 0  | 2/28/2011    | 28        | \$874    | \$165       |
| 2401 | C00458349    | BURRIS FOR SENATE  | BURRIS, ROLAND W | RAYMOND DAVIS     | \$162,061 | 0  | 2/7/2011     | 7         | \$19,455 | \$145       |

|      |           |                                       |                            |                  |             |   |           |           |                |         |
|------|-----------|---------------------------------------|----------------------------|------------------|-------------|---|-----------|-----------|----------------|---------|
| 2403 | C00486662 | CHET D TRAYLOR FOR US SENATE CAMPAIGN | TRAYLOR, CHET D            | LARRY W. PICKETT | \$191,340   | 0 |           | Not Filed | \$95,670 (est) | \$3,850 |
| 2404 | C00326066 | CIRO RODRIGUEZ FOR CONGRESS           | RODRIGUEZ, CIRO D.         | LUIS R. VERA     | \$3,294,855 | 0 | 2/13/2011 | 13        | \$16,250       | \$175   |
| 2405 | C00467423 | CITIZENS FOR CHRIS GEISSLER           | GEISSLER, CHRISTOPHER TODD | MICHAEL JORUDD   | \$109,360   | 0 |           | Not Filed | \$21,872 (est) | \$550   |

|      |           |                                     |                          |                    |           |   |  |           |         |       |
|------|-----------|-------------------------------------|--------------------------|--------------------|-----------|---|--|-----------|---------|-------|
| 2409 | C00462531 | COMMITTEE TO ELECT DR GREG BARNHART | RABIDOUX, GREG ROBERT JR | KIMBERLEE E. SMITH | \$158,153 | 0 |  | Not Filed | \$3,119 | \$250 |
|------|-----------|-------------------------------------|--------------------------|--------------------|-----------|---|--|-----------|---------|-------|

| AF#  | Committee ID | Committee Name  | Candidate Name         | Treasurer              | Threshold | PV | Receipt Date | Days Late | LOA             | RTB Penalty |
|------|--------------|---|------------------------|------------------------|-----------|----|--------------|-----------|-----------------|-------------|
| 2417 | C00448241    | DOUG TUDOR FOR CONGRESS                                   | TUDOR, DOUGLAS DAVID   | DOUGLAS D. TUDOR       | \$103,206 | 3  |              | Not Filed | \$12,901 (est)  | \$982       |
| 2418 | C00482588    | DOUGHERTY SENATE CAMPAIGN COMMITTEE                       | DOUGHERTY, JOHN E III  | DR. JODHA KHAI SA      | \$320,108 | 0  | 2/18/2011    | 18        | \$9,744         | \$145       |
| 2420 | C00468694    | ERIC WNUCK 2010   | WNUCK, ERIC            | ERIC WNUCK             | \$434,191 | 1  |              | Not Filed | \$108,548 (est) | \$6,187     |
| 2422 | C00468247    | FERRE 2010  | FERRE, MAURICE         | ELIZABETH M. TETREAULT | \$569,529 | 0  | 2/7/2011     | 7         | \$11,994        | \$145       |
| 2424 | C00404350    | FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION |                        | HELEN WILSON           | \$106,303 | 0  | 2/28/2011    | 28        | \$8,669         | \$195       |
| 2425 | C00477646    | FRIENDS OF DAVID MADEIRA                                  | MADEIRA, DAVID JAMES   | MICHAEL LACEY          | \$120,785 | 0  |              | Not Filed | \$30,196 (est)  | \$990       |
| 2426 | C00481184    | FRIENDS OF ROSS BIELING                                   | BIELING, ROSS PARKER   | ROSS PARKER BIELING    | \$385,138 | 0  |              | Not Filed | \$128,379 (est) | \$4,950     |
| 2427 | C00483289    | HEALY FOR NY  | HEALY, TIMOTHY J       | JULIAN H. GINGOLD      | \$241,704 | 0  | 2/25/2011    | 25        | \$23,094        | \$235       |
| 2428 | C00465856    | HENDRY FOR CONGRESS                                       | HENDRY, EDDIE          | JOHN NESMITH           | \$137,863 | 0  |              | Not Filed | \$22,977 (est)  | \$550       |
| 2431 | C00478057    | JAMES MILANO FOR CONGRESS                                 | MILANO, JAMES          | PATRICIA A. FRIEDMAN   | \$296,381 | 0  | 2/25/2011    | 25        | \$3,385         | \$150       |
| 2432 | C00460642    | JIM PICCILLO FOR CONGRESS                                 | PICCILLO, JAMES JOHN   | SANDI KEEBLE           | \$296,266 | 0  |              | Not Filed | \$32,918 (est)  | \$990       |
| 2433 | C00484303    | JOHNSON FOR CONGRESS                                      | JOHNSON, HARRY CLAUD   | HARRY JOHNSON          | \$121,900 | 0  |              | Not Filed | \$60,950 (est)  | \$2,970     |
| 2434 | C00482893    | JOYCE JOHNSON FOR CONGRESS 2010                           | JOHNSON, JOYCE STANLEY | MYRNA PHILLIPS OAKLEY  | \$106,799 | 0  |              | Not Filed | \$35,600 (est)  | \$990       |
| 2438 | C00469791    | KUIPERS FOR CONGRESS                                      | KUIPERS, WAYNE         | TODD LAMBERS           | \$464,446 | 0  |              | Not Filed | \$92,889 (est)  | \$3,850     |

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| AF#  | Committee ID | Committee Name   | Candidate Name          | Treasurer           | Threshold   | PV | Receipt Date | Days Late | LOA             | RTB Penalty |
|------|--------------|--|-------------------------|---------------------|-------------|----|--------------|-----------|-----------------|-------------|
| 2441 | C00208322    | MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE |                         | LYLE J. PARRY       | \$132,878   | 0  |              | Not Filed | \$18,983 (est)  | \$550       |
| 2442 | C00480038    | MARVIN SCOTT FOR CONGRESS 2010                                 | SCOTT, MARVIN B         | FRANK L. MILLER     | \$457,006   | 0  | 3/8/2011     | Not Filed | \$18,757        | \$550       |
| 2444 | C00475085    | MATTHEW BURKE FOR CONGRESS                                     | BURKE, MATTHEW          | JENNIFER BURKE      | \$100,517   | 0  | 3/18/2011    | Not Filed | \$549           | \$250       |
| 2445 | C00432948    | MCGOFF FOR CONGRESS  | MCGOFF, JOHN P          | MARJORIE O'LAUGHLIN | \$557,308   | 0  |              | Not Filed | \$69,663 (est)  | \$2,970     |
| 2446 | C00462804    | MIGUEL ORTIZ FOR CONGRESS                                      | ORTIZ, MIGUEL ANTONIO   | LUIS H. VERA        | \$186,923   | 0  | 2/7/2011     | 7         | \$31,662        | \$340       |
| 2447 | C00483925    | MIKE THURMOND FOR US SENATE 2010                               | THURMOND, MICHAEL LAMAR | MATTHEW WARE        | \$673,081   | 0  | 3/1/2011     | 29        | \$11,032        | \$255       |
| 2448 | C00483388    | MITCHELL FOR CONGRESS  | MITCHELL, JOHN M        | JOHN LINDLEY, III   | \$107,165   | 0  |              | Not Filed | \$35,722 (est)  | \$990       |
| 2449 | C00463406    | MORGAN FOR CONGRESS  | MORGAN, VINCENT SCOTT   | HON. RD SNYDEN      | \$157,457   | 1  |              | Not Filed | \$31,491 (est)  | \$1,237     |
| 2452 | C00469817    | PLUMMER FOR CONGRESS   | PLUMMER, GLENN RODNEY   | WILBERT SEARS       | \$108,514   | 0  |              | Not Filed | \$27,129 (est)  | \$990       |
| 2456 | C00474700    | ROBBIE WILLS FOR CONGRESS                                      | WILLS, ROBERT DALE JR   | JERRY ADAMS         | \$1,264,153 | 0  |              | Not Filed | \$252,831 (est) | \$8,800     |
| 2457 | C00462309    | RUTH MCCLUNG FOR CONGRESS                                      | MCCLUNG, RUTH CRAWFORD  | ANNE LOFTFIELD      | \$1,421,439 | 0  | 2/8/2011     | 8         | \$12,453        | \$150       |
| 2458 | C00014092    | SAN BERNARDINO COUNTY REPUBLICAN CENTRAL COMMITTEE-FEDERAL     |                         | KIRK LARSON         | \$116,381   | 0  | 2/18/2011    | 18        | \$344           | \$115       |
| 2462 | C00473603    | STEVE CLARK FOR CONGRESS                                       | CLARK, STEVE            | RICK DIRKSE         | \$1,236,249 | 1  |              | Not Filed | \$309,062 (est) | \$11,000    |

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| AF#  | Committee ID | Committee Name   | Candidate Name       | Treasurer              | Threshold   | PV | Receipt Date | Days Late | LOA             | RTB Penalty |
|------|--------------|--|----------------------|------------------------|-------------|----|--------------|-----------|-----------------|-------------|
| 2464 | C00475772    | THE COMMITTEE TO ELECT<br>DINO LAVERGHETTA               | LAVERGHETTA, DINO    | ROSE<br>LAVERGHETTA    | \$205,205   | 0  |              | Not Filed | \$34,201 (est)  | \$990       |
| 2465 | C00475038    | THOMAS C CASTELLANO<br>CAMPAIGN FUND                     | CASTELLANO, THOMAS C | MARK A.<br>GARCIA      | \$102,513   | 0  |              | Not Filed | \$20,503 (est)  | \$550       |
| 2467 | C00469304    | TOM WIENS FOR US SENATE<br>INC                           | WIENS, THOMAS J      | FRANK SHAW             | \$3,133,345 | 0  |              | Not Filed | \$783,336 (est) | \$11,000    |
| 2468 | C00335091    | TRANSPORTATION<br>INTERMEDIARIES<br>ASSOCIATION'S TIAPAC |                      | ROBERT A.<br>VOLTSMANN | \$107,050   | 0  | 2/24/2011    | 24        | \$4,300         | \$145       |

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
 Reason To Believe Recommendation - 2010 )  
 Year-End Report for the Administrative )  
 Fine Program: )

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|                                      |   |          |
|--------------------------------------|---|----------|
| ASSOCIATIONS INC. PAC/ASSOCIA        | ) | AF# 2398 |
| PAC, and CUSHMAN, NANCY as           | ) |          |
| treasurer;                           | ) |          |
| MIKE THURMOND FOR US SENATE          | ) | AF# 2447 |
| 2010, and MATTHEW WARE as treasurer; | ) |          |
| BOILERMAKERS LOCAL 85 FEDERAL        | ) | AF# 2400 |
| POLITICAL ACTION COMMITTEE, and      | ) |          |
| FRED E KEITH JR as treasurer;        | ) |          |
| FRESNO COUNTY DEMOCRATIC             | ) | AF# 2424 |
| WOMEN'S CLUB/DEMOCRATS IN            | ) |          |
| ACTION, and HELEN WILSON as          | ) |          |
| treasurer;                           | ) |          |
| BEN GRABER FOR CONGRESS, and         | ) | AF# 2399 |
| BENJAMIN GRABER as treasurer;        | ) |          |
| HEALY FOR NY, and JULIAN H           | ) | AF# 2427 |
| GINGOLD as treasurer;                | ) |          |
| JAMES MILANO FOR CONGRESS, and       | ) | AF# 2431 |
| PATRICIA A FRIEDMAN as treasurer.    | ) |          |

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|                                  |   |          |
|----------------------------------|---|----------|
| TRANSPORTATION INTERMEDIARIES    | ) | AF# 2468 |
| ASSOCIATION'S TIAPAC, and ROBERT | ) |          |
| A VOLTMANN as treasurer;         | ) |          |
| DOUGHERTY SENATE CAMPAIGN        | ) | AF# 2418 |
| COMMITTEE, and DR JODHA KHALSA   | ) |          |
| as treasurer;                    | ) |          |
| SAN BERNARDINO COUNTY            | ) | AF# 2458 |
| REPUBLICAN CENTRAL COMMITTEE-    | ) |          |
| FEDERAL, and LARSON, KIRK as     | ) |          |
| treasurer;                       | ) |          |

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AMERICAN TELESERVICES ) AF# 2397  
ASSOCIATION PAC, and SEARCY, TIM )  
MR. as treasurer; )  
CIRO RODRIGUEZ FOR CONGRESS, ) AF# 2404  
and VERA, LUIS R. MR. as treasurer; )

RUTH MCCLUNG FOR CONGRESS, and ) AF# 2457  
ANNE LOFTFIELD as treasurer; )  
BURRIS FOR SENATE, and RAYMOND ) AF# 2401  
DAVIS as treasurer; )  
FERRE 2010, and ELIZABETH M ) AF# 2422  
TETREAULT as treasurer; )  
MIGUEL ORTIZ FOR CONGRESS, and ) AF# 2446  
LUIS H VERA as treasurer; )

CHET D TRAYLOR FOR US SENATE ) AF# 2403  
CAMPAIGN, and LARRY W PICKETT as )  
treasurer; )  
CITIZENS FOR CHRIS GEISLER, and ) AF# 2405  
MICHAEL JORUDD as treasurer; )

STEVEN "BO" SMITH as treasurer; )  
COMMITTEE TO ELECT DR GREG ) AF# 2409  
RABIDOUX, and KIMBERLEE E SMITH )  
as treasurer; )

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DOUG TUDOR FOR CONGRESS, and ) AF# 2417  
DOUGLAS D. TUDOR as treasurer )

ERIC WNUCK 2010, and ERIC WNUCK ) AF# 2420  
as treasurer; )

FRIENDS OF DAVID MADEIRA, and ) AF# 2425  
MICHAEL LACEY as treasurer; )  
FRIENDS OF ROSS BIELING, and ) AF# 2426  
BIELING, ROSS PARKER as treasurer; )  
HENDRY FOR CONGRESS, and JOHN ) AF# 2428  
NESMITH as treasurer; )  
JIM PICCILLO FOR CONGRESS, and ) AF# 2432  
SANDI KEEBLE as treasurer; )  
JOHNSON FOR CONGRESS, and ) AF# 2433  
HARRY JOHNSON as treasurer; )  
JOYCE JOHNSON FOR CONGRESS ) AF# 2434  
2010, and MYRNA PHILLIPS OAKLEY )  
as treasurer; )

KUIPERS FOR CONGRESS, and TODD ) AF# 2438  
LAMBERS as treasurer; )

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MANAGEMENT AND TRAINING ) AF# 2441  
CORPORATION POLITICAL ACTION )  
COMMITTEE, and LYLE J PARRY as )  
treasurer; )  
MARVIN SCOTT FOR CONGRESS 2010, ) AF# 2442  
and FRANK L MUZZILLO as treasurer; )

MATTHEW BURKE FOR CONGRESS, ) AF# 2444  
and BURKE, JENNIFER as treasurer; )  
MCGOFF FOR CONGRESS, and ) AF# 2445  
O'LAUGHLIN, MARJORIE as treasurer; )  
MITCHELL FOR CONGRESS, and JOHN ) AF# 2448  
LINDLEY III as treasurer; )  
MORGAN FOR CONGRESS, and ) AF# 2449  
SNYDEN, RD HON. as treasurer; )

PLUMMER FOR CONGRESS, and ) AF# 2452  
WILBERT SEARS as treasurer; )

ROBBIE WILLS FOR CONGRESS, and ) AF# 2456  
JERRY ADAMS as treasurer; )

STEVE CLARK FOR CONGRESS, and ) AF# 2462  
RICK DIRKSE as treasurer; )  
THE COMMITTEE TO ELECT DINO ) AF# 2464  
LAVERGHETTA, and LAVERGHETTA, )  
ROSE as treasurer; )

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THOMAS C CASTELLANO CAMPAIGN ) AF# 2465  
FUND, and MARK A GARCIA as )  
treasurer; )

TOM WIENS FOR US SENATE INC, and ) AF# 2467  
FRANK SHAW as treasurer; )

CERTIFICATION

I, Shelley E. Garr, Deputy Secretary of the Federal Election Commission, do hereby certify that on April 01, 2011 the Commission took the following actions on the Reason To Believe Recommendation - 2010 Year-End Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated March 30, 2011, on the following committees:

AF#2398 Decided by a vote of 6-0 to: (1) find reason to believe that ASSOCIATIONS INC. PAC/ASSOCIA PAC, and CUSHMAN, NANCY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2447 Decided by a vote of 6-0 to: (1) find reason to believe that MIKE THURMOND FOR US SENATE 2010, and MATTHEW WARE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2400 Decided by a vote of 6-0 to: (1) find reason to believe that BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE, and FRED E KEITH JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2424 Decided by a vote of 6-0 to: (1) find reason to believe that FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION, and HELEN WILSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2399 Decided by a vote of 6-0 to: (1) find reason to believe that BEN GRABER FOR CONGRESS, and BENJAMIN GRABER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2427 Decided by a vote of 6-0 to: (1) find reason to believe that HEALY FOR NY, and JULIAN H GINGOLD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2431 Decided by a vote of 6-0 to: (1) find reason to believe that JAMES MILANO FOR CONGRESS, and PATRICIA A FRIEDMAN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2468 Decided by a vote of 6-0 to: (1) find reason to believe that TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TIAPAC, and ROBERT A VOLTMANN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report;

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(2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2418 Decided by a vote of 6-0 to: (1) find reason to believe that DOUGHERTY SENATE CAMPAIGN COMMITTEE, and DR JODHA KHALSA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2458 Decided by a vote of 6-0 to: (1) find reason to believe that SAN BERNARDINO COUNTY REPUBLICAN CENTRAL COMMITTEE-FEDERAL, and LARSON, KIRK as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2397 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN TELESERVICES ASSOCIATION PAC, and SEARCY, TIM MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2404 Decided by a vote of 6-0 to: (1) find reason to believe that CIRO RODRIGUEZ FOR CONGRESS, and VERA, LUIS R. MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2457 Decided by a vote of 6-0 to: (1) find reason to believe that RUTH MCCLUNG FOR CONGRESS, and ANNE LOFTFIELD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2401 Decided by a vote of 6-0 to: (1) find reason to believe that BURRIS FOR SENATE, and RAYMOND DAVIS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2422 Decided by a vote of 6-0 to: (1) find reason to believe that FERRE 2010, and ELIZABETH M TETREAULT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2446 Decided by a vote of 6-0 to: (1) find reason to believe that MIGUEL ORTIZ FOR CONGRESS, and LUIS H VERA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2403 Decided by a vote of 6-0 to: (1) find reason to believe that CHET D TRAYLOR FOR US SENATE CAMPAIGN, and LARRY W PICKETT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2405 Decided by a vote of 6-0 to: (1) find reason to believe that CITIZENS FOR CHRIS GEISLER, and MICHAEL JORUDD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2409 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT DR GREG RABIDOUX, and KIMBERLEE E SMITH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2417 Decided by a vote of 6-0 to: (1) find reason to believe that DOUG TUDOR FOR CONGRESS, and DOUGLAS D. TUDOR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2420 Decided by a vote of 6-0 to: (1) find reason to believe that ERIC WNUCK 2010, and ERIC WNUCK as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2425 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF DAVID MADEIRA, and MICHAEL LACEY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2426 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF ROSS BIELING, and BIELING, ROSS PARKER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2428 Decided by a vote of 6-0 to: (1) find reason to believe that HENDRY FOR CONGRESS, and JOHN NESMITH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2432 Decided by a vote of 6-0 to: (1) find reason to believe that JIM PICCILLO FOR CONGRESS, and SANDI KEEBLE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2433 Decided by a vote of 6-0 to: (1) find reason to believe that JOHNSON FOR CONGRESS, and HARRY JOHNSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2434 Decided by a vote of 6-0 to: (1) find reason to believe that JOYCE JOHNSON FOR CONGRESS 2010, and MYRNA PHILLIPS OAKLEY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2442 Decided by a vote of 6-0 to: (1) find reason to believe that MARVIN SCOTT FOR CONGRESS 2010, and FRANK L MUZZILLO as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2444 Decided by a vote of 6-0 to: (1) find reason to believe that MATTHEW BURKE FOR CONGRESS, and BURKE, JENNIFER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2445 Decided by a vote of 6-0 to: (1) find reason to believe that MCGOFF FOR CONGRESS, and O'LAUGHLIN, MARJORIE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2448 Decided by a vote of 6-0 to: (1) find reason to believe that MITCHELL FOR CONGRESS, and JOHN LINDLEY III as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2449 Decided by a vote of 6-0 to: (1) find reason to believe that MORGAN FOR CONGRESS, and SNYDEN, RD HON. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2452 Decided by a vote of 6-0 to: (1) find reason to believe that PLUMMER FOR CONGRESS, and WILBERT SEARS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2456 Decided by a vote of 6-0 to: (1) find reason to believe that ROBBIE WILLS FOR CONGRESS, and JERRY ADAMS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2462 Decided by a vote of 6-0 to: (1) find reason to believe that STEVE CLARK FOR CONGRESS, and RICK DIRKSE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2464 Decided by a vote of 6-0 to: (1) find reason to believe that THE COMMITTEE TO ELECT DINO LAVERGHETTA, and LAVERGHETTA, ROSE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

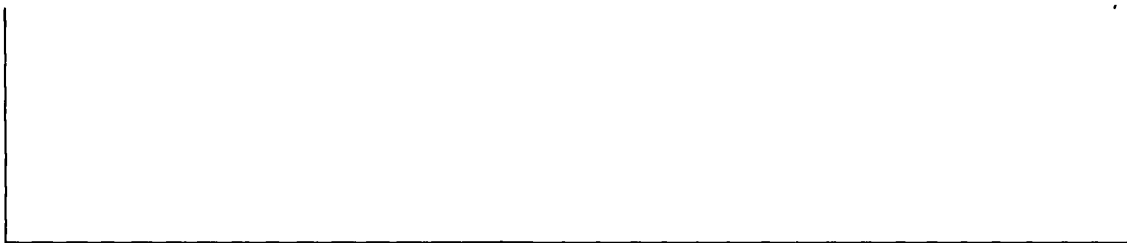
AF#2465 Decided by a vote of 6-0 to: (1) find reason to believe that THOMAS C CASTELLANO CAMPAIGN FUND, and MARK A GARCIA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2467 Decided by a vote of 6-0 to: (1) find reason to believe that TOM WIENS FOR US SENATE INC, and FRANK SHAW as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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Federal Election Commission  
Certification for Administrative Fines  
April 01, 2011

Page 16



Attest:

April 4, 2011  
Date

Shelley E. Garr  
Shelley E. Garr  
Deputy Secretary

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 4, 2011

Benjamin Graber, in official capacity as Treasurer  
Ben Graber for Congress  
2929 University Drive, Suite 202  
Coral Springs, FL 33065

C00434324  
AF#: 2399

Dear Mr. Graber:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31, 2010, shall be filed no later than January 31, 2011. 2 U.S.C. § 434(a). Records at the Federal Election Commission ("FEC") indicate that this report was filed on February 27, 2011, twenty-seven (27) days late.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On April 1, 2011, the FEC found that there is reason to believe ("RTB") that Ben Graber for Congress and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before January 31, 2011. Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$190. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-11.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$190 is due within forty (40) days of the finding, or by May 11, 2011, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$9,600  
Number of Days Late: 27  
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

**1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty**

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must be received within forty (40) days of the

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Commission's RTB finding, or May 11, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(v).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

#### **1. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge**

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Ben Graber for Congress and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.51(a)(2).

#### **2. If You Choose to Pay the Civil Money Penalty**

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If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickera in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Cynthia L. Bauerly  
Chair

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**ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$190 for the 2010 Year-End Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission  
P.O. Box 979058  
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

The remittance and your payment are due by May 11, 2011. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

**PAYMENTS BY PERSONAL CHECK**

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**

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FOR: Ben Graber for Congress

FEC ID#: C00434324

AF#: 2399

PAYMENT DUE DATE: May 11, 2011

PAYMENT AMOUNT DUE: \$190

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2011 AUG 10 P 1:48

August 10, 2011

**SENSITIVE**

**MEMORANDUM**

TO: The Commission

THROUGH: Alec Palmer *AP*  
Staff Director

FROM: Patricia Carmona *PC for PC*  
Chief Compliance Officer

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: *W*odi Winship/Sari Pickeral *SP*  
Compliance Branch

SUBJECT: Administrative Fine Program -  
Final Determination Recommendation for the 2010 Year End Report

Additionally, attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2010 Year End Report.

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The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information, twenty-eight (28) committees disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. Of these, fourteen (14) committees will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the RTB finding, and fourteen (14) committees will be assessed no civil money penalty at FD. An overview of each of these cases has been provided below.

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Doug Tudor for Congress (AF 2417) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$12,901), which would result in no civil money penalty (fine previously assessed to be \$962).

Eric Wnuck 2010 (AF 2420) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$108,548), which would result in no civil money penalty (fine previously assessed to be \$6,187).

Friends of David Madeira (AF 2425) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$30,196), which would result in no civil money penalty (fine previously assessed to be \$990).

Friends of Ross Bieling (AF 2426) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$128,379), which would result in no civil money penalty (fine previously assessed to be \$4,950).

Hendry for Congress (AF 2428) disclosed no activity after the RTB finding (previously estimated to be \$22,977), which would result in no civil money penalty (fine previously assessed to be \$550).

Jim Piccillo for Congress (AF 2432) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$32,918), which would result in no civil money penalty (fine previously assessed to be \$990).

Kuiper for Congress (AF 2438) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$92,889), which would result in no civil money penalty (fine previously assessed to be \$3,850).

McGoff for Congress (AF 2445) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$69,663), which would result in no civil money penalty (fine previously assessed to be \$2,970).

Mitchell for Congress (AF 2448) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$35,722), which would result in no civil money penalty (fine previously assessed to be \$990).

Morgan for Congress (AF 2449) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$31,491), which would result in no civil money penalty (fine previously assessed to be \$1,237).

Plummer for Congress (AF 2452) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$27,129), which would result in no civil money penalty (fine previously assessed to be \$990).

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Steve Clark for Congress (AF 2462) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$309,062), which would result in no civil money penalty (fine previously assessed to be \$11,000).

Tom Wiens for US Senate (AF 2467) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$783,336), which would result in no civil money penalty (fine previously assessed to be \$11,000).

Also, six (6) committees detailed below designated a new Treasurer and one (1) committee changed their name after the RTB finding:

- American Teleservices Association PAC (AF 2397) filed an Amended Statement of Organization after the RTB finding designating Robert Kobek as Treasurer (see first list).
- Fresno County Democratic Women's Club/Democrats in Action (AF 2424) filed an Amended Statement of Organization after the RTB finding designating Cynthia Hudson as Treasurer (see first list).
- Morgan for Congress (AF 2449) filed an Amended Statement of Organization after the RTB finding designating Reynaldo R.D. Snyder as Treasurer (see second list).

**RAD Recommendation**

- (2) Make final determination that the political committees and their treasurers listed on the attached reports violated 2 U.S.C. § 434(a) and assess the final civil money penalties so indicated.
- (3) Make final determination that the political committees and their treasurers listed on the attached reports with no activity, violated 2 U.S.C. § 434(a) and will not be assessed a civil money penalty.
- (4) Send the appropriate letters.

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2010 YEAR-END Not Election Sensitive 01/31/2011 H\_S\_P\_UNAUTH

| AF#  | Committee Name   | Candidate Name             | Committee ID | Treasurer          | Receipt Date | Days Late | LOA            | PV | RTB Date   | RTB Penalty | Final Money Penalty | Date Paid  | Amount Paid |
|------|--|----------------------------|--------------|--------------------|--------------|-----------|----------------|----|------------|-------------|---------------------|------------|-------------|
| 2397 | AMERICAN TELESERVICES ASSOCIATION PAC                    |                            | C00397083    | ROBERT KOBEK       | 02/17/2011   | 17        | \$6,454        | 0  | 04/01/2011 | \$140       | \$140               | 05/16/2011 | \$140       |
| 2398 | ASSOCIATIONS INC. PAC/ASSOCIA PAC                        |                            | C00413856    | NANCY CUSHMAN      | 03/02/2011   | 30        | \$13,715       | 0  | 04/01/2011 | \$260       | \$260               | 04/27/2011 | \$260       |
| 2399 | BEN GRABER FOR CONGRESS                                  | GRABER, BENJAMIN           | C00434324    | BENJAMIN GRABER    | 02/27/2011   | 27        | \$9,600        | 0  | 04/01/2011 | \$190       | \$190               | 05/16/2011 | \$190       |
| 2400 | BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE |                            | C00118828    | FRED E. KEITH, JR. | 02/28/2011   | 28        | \$874          | 0  | 04/01/2011 | \$165       | \$165               | 04/11/2011 | \$165       |
| 2404 | CIRO RODRIGUEZ FOR CONGRESS                              | RODRIGUEZ, CIRO D.         | C00326086    | LUIS R. VERA       | 02/13/2011   | 13        | \$16,250       | 0  | 04/01/2011 | \$175       | \$175               | 04/21/2011 | \$175       |
| 2405 | CITIZENS FOR CHRIS GEISSLER                              | GEISSLER, CHRISTOPHER TODD | C00467423    | MICHAEL JORUDD     |              | Not Filed | \$21,872 (est) | 0  | 04/01/2011 | \$550       | \$550               | 05/13/2011 | \$550       |
| 2409 | COMMITTEE TO ELECT DR GREG RABIDOUX                      | RABIDOUX, GREG ROBERT DR   | C00462531    | KIMBERLEE E. SMITH |              | Not Filed | \$3,119        | 0  | 04/01/2011 | \$250       | \$250               | 05/09/2011 | \$250       |

|      |  |                         |           |                      |            |           |          |   |            |       |       |            |       |
|------|--|-------------------------|-----------|----------------------|------------|-----------|----------|---|------------|-------|-------|------------|-------|
| 2418 | DOUGHERTY SENATE CAMPAIGN COMMITTEE                            | DOUGHERTY, JOHN E III   | C00482588 | DR. JOOHA KHALSA     | 02/18/2011 | 18        | \$9,744  | 0 | 04/01/2011 | \$145 | \$145 | 04/22/2011 | \$145 |
| 2424 | FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION      |                         | C00404350 | CYNTHIA HUDSON       | 02/28/2011 | 28        | \$8,669  | 0 | 04/01/2011 | \$195 | \$195 | 05/18/2011 | \$195 |
| 2427 | HEALY FOR NY   | HEALY, TIMOTHY J        | C00483288 | JULIAN H. GINGOLD    | 02/25/2011 | 25        | \$23,094 | 0 | 04/01/2011 | \$235 | \$235 | 04/08/2011 | \$235 |
| 2431 | JAMES MILANO FOR CONGRESS                                      | MILANO, JAMES           | C00478057 | PATRICIA A. FRIEDMAN | 02/25/2011 | 25        | \$3,385  | 0 | 04/01/2011 | \$150 | \$150 | 05/16/2011 | \$150 |
| 2441 | MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE |                         | C00208322 | LYLE J. PARRY        | 04/18/2011 | Not Filed | \$16,659 | 0 | 04/01/2011 | \$550 | \$550 | 05/04/2011 | \$550 |
| 2442 | MARVIN SCOTT FOR CONGRESS 2010                                 | SCOTT, MARVIN B         | C00480038 | FRANK L. MUZZILLO    | 03/08/2011 | Not Filed | \$18,757 | 0 | 04/01/2011 | \$550 | \$550 | 05/13/2011 | \$550 |
| 2444 | MATTHEW BURKE FOR CONGRESS                                     | BURKE, MATTHEW          | C00475095 | JENNIFER BURKE       | 03/18/2011 | Not Filed | \$549    | 0 | 04/01/2011 | \$250 | \$250 | 05/11/2011 | \$250 |
| 2446 | MIGUEL ORTIZ FOR CONGRESS                                      | ORTIZ, MIGUEL ANTONIO   | C00462804 | LUIS H. VERA         | 02/07/2011 | 7         | \$31,662 | 0 | 04/01/2011 | \$340 | \$340 | 05/10/2011 | \$340 |
| 2447 | MIKE THURMOND FOR US SENATE 2010                               | THURMOND, MICHAEL LAMAR | C00483925 | MATTHEW WARE         | 03/01/2011 | 29        | \$11,032 | 0 | 04/01/2011 | \$255 | \$255 | 04/20/2011 | \$255 |
| 2457 | RUTH MCCLUNG FOR CONGRESS                                      | MCCLUNG, RUTH CRAWFORD  | C00462309 | ANNE LOFTFIELD       | 02/08/2011 | 8         | \$12,537 | 0 | 04/01/2011 | \$150 | \$150 | 05/05/2011 | \$150 |

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| AF#  | Committee Name   | Candidate Name | Committee ID | Treasurer           | Receipt Date | Days Late | LOA     | PV | RTB Date   | RTB Penalty | Final Money Penalty | Date Paid  | Amount Paid |
|------|--|----------------|--------------|---------------------|--------------|-----------|---------|----|------------|-------------|---------------------|------------|-------------|
| 2458 | SAN BERNARDINO COUNTY<br>REPUBLICAN CENTRAL<br>COMMITTEE-FEDERAL |                | C00014092    | KIRK LARSON         | 02/18/2011   | 18        | \$1,668 | 0  | 04/01/2011 | \$115       | \$115               | 05/05/2011 | \$115       |
| 2468 | TRANSPORTATION<br>INTERMEDIARIES<br>ASSOCIATION'S TIAPAC         |                | C00335091    | ROBERT A. VOLT MANN | 02/24/2011   | 24        | \$4,300 | 0  | 04/01/2011 | \$145       | \$145               | 04/18/2011 | \$145       |

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Federal Election Commission  
FD Circulation Report Fine Not Paid  
2010 YEAR-END Not Election Sensitive 01/31/2011 H\_S\_P\_UNAUTH

| AFS  | Committee Name            | Candidate Name        | Committee ID | Treasurer            | Receipt Date | Days Late | LOA | PV | RTB Date   | RTB Penalty | Days Since RTB | FD Penalty |
|------|---------------------------|-----------------------|--------------|----------------------|--------------|-----------|-----|----|------------|-------------|----------------|------------|
| 2417 | DOUG TUDOR FOR CONGRESS   | TUDOR, DOUGLAS DAVID  | C00448241    | DOUGLAS D. TUDOR     | 05/12/2011   | Not Filed | \$0 | 3  | 04/01/2011 | \$982       | 131            | None       |
| 2420 | ERIC WNUCK 2010           | WNUCK, ERIC           | C00468694    | ERIC WNUCK           | 05/29/2011   | Not Filed | \$0 | 1  | 04/01/2011 | \$6,187     | 131            | None       |
| 2425 | FRIENDS OF DAVID MADEIRA  | MADEIRA, DAVID JAMES  | C00477646    | MICHAEL LACEY        | 08/11/2011   | Not Filed | \$0 | 0  | 04/01/2011 | \$980       | 131            | None       |
| 2426 | FRIENDS OF ROSS BIELING   | BIELING, ROSS PARKER  | C00481184    | BIELING, ROSS PARKER | 04/05/2011   | Not Filed | \$0 | 0  | 04/01/2011 | \$4,950     | 131            | None       |
| 2428 | HENDRY FOR CONGRESS       | HENDRY, EDDIE         | C00465656    | JOHN NESMITH         |              | Not Filed | \$0 | 0  | 04/01/2011 | \$550       | 131            | None       |
| 2432 | JIM PICCILLO FOR CONGRESS | PICCILLO, JAMES JOHN  | C00460642    | SANDI KEEBLE         | 04/06/2011   | Not Filed | \$0 | 0  | 04/01/2011 | \$980       | 131            | None       |
| 2438 | KUIPERS FOR CONGRESS      | KUIPERS, WAYNE        | C00469791    | TODD LAMBERS         | 04/08/2011   | Not Filed | \$0 | 0  | 04/01/2011 | \$3,550     | 131            | None       |
| 2445 | MCGOFF FOR CONGRESS       | MCGOFF, JOHN P        | C00432948    | OLAUGHLIN, MARJORIE  | 03/31/2011   | Not Filed | \$0 | 0  | 04/01/2011 | \$2,970     | 131            | None       |
| 2448 | MITCHELL FOR CONGRESS     | MITCHELL, JOHN M      | C00463388    | JOHN LINDLEY III     | 06/28/2011   | Not Filed | \$0 | 0  | 04/01/2011 | \$980       | 131            | None       |
| 2449 | MORGAN FOR CONGRESS       | MORGAN, VINCENT SCOTT | C00463406    | REYNALDO R D SNYDEN  | 04/15/2011   | Not Filed | \$0 | 1  | 04/01/2011 | \$1,237     | 131            | None       |
| 2452 | PLUMMER FOR CONGRESS      | PLUMMER, GLENN RODNEY | C00468817    | WILBERT SEARS        | 04/21/2011   | Not Filed | \$0 | 0  | 04/01/2011 | \$980       | 131            | None       |

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| AF#  | Committee Name              | Candidate Name  | Committee ID | Treasurer   | Receipt Date | Days Late | LOA | PV | RTB Date   | RTB Penalty | Days Since RTB | FD Penalty |
|------|-----------------------------|-----------------|--------------|-------------|--------------|-----------|-----|----|------------|-------------|----------------|------------|
| 2462 | STEVE CLARK FOR CONGRESS    | CLARK, STEVE    | C00473603    | RICK DIRKSE | 05/18/2011   | Not Filed | \$0 | 1  | 04/01/2011 | \$11,000    | 131            | None       |
| 2467 | TOM WIENS FOR US SENATE INC | WIENS, THOMAS J | C00468304    | FRANK SHAW  | 04/14/2011   | Not Filed | \$0 | 0  | 04/01/2011 | \$11,000    | 131            | None       |

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Administrative Fines Program - Final )  
Determination Recommendation for the )  
2010 Year End Report: )  
AMERICAN TELESERVICES ) AF# 2397  
ASSOCIATION PAC, and KOBEK, )  
ROBERT as treasurer; )  
ASSOCIATIONS INC. PAC/ASSOCIA ) AF# 2398  
PAC, and CUSHMAN, NANCY as )  
treasurer; )  
BEN GRABER FOR CONGRESS, and ) AF# 2399  
BENJAMIN GRABER as treasurer; )  
BOILERMAKERS LOCAL 85 FEDERAL ) AF# 2400  
POLITICAL ACTION COMMITTEE, and )  
FRED E KEITH JR as treasurer; )  
CIRO RODRIGUEZ FOR CONGRESS, ) AF# 2404  
and VERA, LUIS R. MR. as treasurer; )  
CITIZENS FOR CHRIS GEISSLER, and ) AF# 2405  
MICHAEL JORUDD as treasurer; )

COMMITTEE TO ELECT DR GREG ) AF# 2409  
RABIDOUX, and KIMBERLEE E SMITH )  
as treasurer; )

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DOUG TUDOR FOR CONGRESS, and ) AF# 2417  
DOUGLAS D. TUDOR as treasurer; )  
DOUGHERTY SENATE CAMPAIGN ) AF# 2418  
COMMITTEE, and DR JODHA KHALSA )  
as treasurer: )

ERIC WNUCK 2010, and ERIC WNUCK ) AF# 2420  
as treasurer; )

FRESNO COUNTY DEMOCRATIC ) AF# 2424  
WOMEN'S CLUB/DEMOCRATS IN )  
ACTION, and CYNTHIA HUDSON as )  
treasurer; )  
FRIENDS OF DAVID MADEIRA, and ) AF# 2425  
MICHAEL LACEY as treasurer; )  
FRIENDS OF ROSS BIELING, and ) AF# 2426  
BIELING, ROSS PARKER as treasurer; )  
HEALY FOR NY, and JULIAN H ) AF# 2427  
GINGOLD as treasurer; )  
HENDRY FOR CONGRESS, and JOHN ) AF# 2428  
NESMITH as treasurer; )

JAMES MILANO FOR CONGRESS, and ) AF# 2431  
PATRICIA A FRIEDMAN as treasurer; )  
JIM PICCILLO FOR CONGRESS, and ) AF# 2432  
SANDI KEEBLE as treasurer; )

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Federal Election Commission  
Certification for Administrative Fines  
August 11, 2011

Page 3

KUIPERS FOR CONGRESS, and TODD ) AF# 2438  
LAMBERS as treasurer; )

MANAGEMENT AND TRAINING ) AF# 2441  
CORPORATION POLITICAL ACTION )  
COMMITTEE, and LYLE J PARRY as )  
treasurer; )  
MARVIN SCOTT FOR CONGRESS 2010, ) AF# 2442  
and FRANK L MUZZILLO as treasurer; )  
MATTHEW BURKE FOR CONGRESS, ) AF# 2444  
and BURKE, JENNIFER as treasurer; )  
MCGOFF FOR CONGRESS, and ) AF# 2445  
O'LAUGHLIN, MARJORIE as treasurer; )  
MIGUEL ORTIZ FOR CONGRESS, and ) AF# 2446  
LUIS H VERA as treasurer; )  
MIKE THURMOND FOR US SENATE ) AF# 2447  
2010, and MATTHEW WARE as treasurer; )  
MITCHELL FOR CONGRESS, and JOHN ) AF# 2448  
LINDLEY III as treasurer; )  
MORGAN FOR CONGRESS, and ) AF# 2449  
REYNALDO R D SNYDEN as treasurer; )

PLUMMER FOR CONGRESS, and ) AF# 2452  
WILBERT SEARS as treasurer; )

RUTH MCCLUNG FOR CONGRESS, and ) AF# 2457  
ANNE LOFTFIELD as treasurer; )  
SAN BERNARDINO COUNTY ) AF# 2458  
REPUBLICAN CENTRAL COMMITTEE- )  
FEDERAL, and LARSON, KIRK as )  
treasurer; )

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STEVE CLARK FOR CONGRESS, and ) AF# 2462  
RICK DIRKSE as treasurer; )

TOM WIENS FOR US SENATE INC, and ) AF# 2467  
FRANK SHAW as treasurer; )  
TRANSPORTATION INTERMEDIARIES ) AF# 2468  
ASSOCIATION'S TIAPAC, and ROBERT )  
A VOLTMANN as treasurer; )

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on August 11, 2011 the Commission took the following actions on the Administrative Fines Program - Final Determination Recommendation for the 2010 Year End Report as recommended in the Reports Analysis Division's Memorandum dated August 10, 2011, on the following committees:

AF#2397 Decided by a vote of 6-0 to: (1) make a final determination that AMERICAN TELESERVICES ASSOCIATION PAC, and KOBEL, ROBERT as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2398 Decided by a vote of 6-0 to: (1) make a final determination that ASSOCIATIONS INC. PAC/ASSOCIA PAC, and CUSHMAN, NANCY as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2399 Decided by a vote of 6-0 to: (1) make a final determination that BEN GRABER FOR CONGRESS, and BENJAMIN GRABER as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate

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letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2400 Decided by a vote of 6-0 to: (1) make a final determination that BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE, and FRED E KEITH JR as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2404 Decided by a vote of 6-0 to: (1) make a final determination that CIRO RODRIGUEZ FOR CONGRESS, and VERA, LUIS R. MR. as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2405 Decided by a vote of 6-0 to: (1) make a final determination that CITIZENS FOR CHRIS GEISSLER, and MICHAEL JORUDD as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2409 Decided by a vote of 6-0 to: (1) make a final determination that COMMITTEE TO ELECT DR GREG RABIDOUX, and KIMBERLEE E SMITH as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2417 Decided by a vote of 6-0 to: (1) make a final determination that DOUG TUDOR FOR CONGRESS, and DOUGLAS D. TUDOR as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2418 Decided by a vote of 6-0 to: (1) make a final determination that DOUGHERTY SENATE CAMPAIGN COMMITTEE, and DR JODHA KHALSA as

treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2420 Decided by a vote of 6-0 to: (1) make a final determination that ERIC WNUCK 2010, and ERIC WNUCK as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2424 Decided by a vote of 6-0 to: (1) make a final determination that FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION, and CYNTHIA HUDSON as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2425 Decided by a vote of 6-0 to: (1) make a final determination that FRIENDS OF DAVID MADEIRA, and MICHAEL LACEY as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2426 Decided by a vote of 6-0 to: (1) make a final determination that FRIENDS OF ROSS BIELING, and BIELING, ROSS PARKER as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2427 Decided by a vote of 6-0 to: (1) make a final determination that HEALY FOR NY, and JULIAN H GINGOLD as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners

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Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2428 Decided by a vote of 6-0 to: (1) make a final determination that HENDRY FOR CONGRESS, and JOHN NESMITH as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2431 Decided by a vote of 6-0 to: (1) make a final determination that JAMES MILANO FOR CONGRESS, and PATRICIA A FRIEDMAN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2432 Decided by a vote of 6-0 to: (1) make a final determination that JIM PICCILLO FOR CONGRESS, and SANDI KEEBLE as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2438 Decided by a vote of 6-0 to: (1) make a final determination that KUIPERS FOR CONGRESS, and TODD LAMBERS as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2441 Decided by a vote of 6-0 to: (1) make a final determination that MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE, and LYLE J PARRY as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2442 Decided by a vote of 6-0 to: (1) make a final determination that MARVIN SCOTT FOR CONGRESS 2010, and FRANK L MUZZILLO as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2444 Decided by a vote of 6-0 to: (1) make a final determination that MATTHEW BURKE FOR CONGRESS, and BURKE, JENNIFER as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2445 Decided by a vote of 6-0 to: (1) make a final determination that MCGOFF FOR CONGRESS, and O'LAUGHLIN, MARJORIE as treasurer , violated 2 U.S.C.

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434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2446 Decided by a vote of 6-0 to: (1) make a final determination that MIGUEL ORTIZ FOR CONGRESS, and LUIS H VERA as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2447 Decided by a vote of 6-0 to: (1) make a final determination that MIKE THURMOND FOR US SENATE 2010, and MATTHEW WARE as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2448 Decided by a vote of 6-0 to: (1) make a final determination that MITCHELL FOR CONGRESS, and JOHN LINDLEY III as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2449 Decided by a vote of 6-0 to: (1) make a final determination that MORGAN FOR CONGRESS, and REYNALDO R D SNYDEN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2452 Decided by a vote of 6-0 to: (1) make a final determination that PLUMMER FOR CONGRESS, and WILBERT SEARS as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2457 Decided by a vote of 6-0 to: (1) make a final determination that RUTH MCCLUNG FOR CONGRESS, and ANNE LOFTFIELD as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2458 Decided by a vote of 6-0 to: (1) make a final determination that SAN BERNARDINO COUNTY REPUBLICAN CENTRAL COMMITTEE-FEDERAL, and LARSON, KIRK as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2462 Decided by a vote of 6-0 to: (1) make a final determination that STEVE CLARK FOR CONGRESS, and RICK DIRKSE as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2467 Decided by a vote of 6-0 to: (1) make a final determination that TOM WIENS FOR US.SENATE INC, and FRANK SHAW as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2468 Decided by a vote of 6-0 to: (1) make a final determination that TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TIAPAC, and ROBERT A VOLTMANN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

August 12, 2011  
Date

Shawn Woodhead Werth  
Shawn Woodhead Werth  
Secretary and Clerk of the Commission

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 15, 2011

Benjamin Graber, in official capacity as Treasurer  
Ben Graber for Congress  
2929 University Drive, Suite 202  
Coral Springs, FL 33065

C00434324  
AF#: 2399

Dear Mr. Graber:

On April 1, 2011, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Ben Graber for Congress and its treasurer violated 2 U.S.C. § 434(a) for filing late or failing to file the 2010 Year-End Report. By letter dated April 4, 2011, the Commission sent notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$190 in accordance with the schedule of penalties at 11 C.F.R. § 111.43.

On May 16, 2011, the FEC received payment of the civil money penalty calculated at the RTB stage. The FEC made a final determination on August 11, 2011 that you, in your official capacity as treasurer, and Ben Graber for Congress violated 2 U.S.C. § 434(a), assessed a civil money penalty in the amount of \$190 in accordance with 11 C.F.R. § 111.43, and voted to close the file.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. § 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding this matter, please contact Sari Pickerall on our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130.

On behalf of the Commission,

A handwritten signature in black ink, appearing to read "DMcGahn II".

Donald F. McGahn II  
Commissioner

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FOR: Ben Graber for Congress

FEC ID#: C00434324

AF#: 2399

PAYMENT DUE DATE: May 11, 2011

PAYMENT AMOUNT DUE: \$190

QUALITY IS OUR PRIORITY FOR LOCKBOX 9058  
SEQ# 005 \$ 000019000 BA# 1 05-16-11 20 4



us bancorp

Bank of America Advantage

695

BENJAMIN GRABER, M.D.  
SANDRA GRABER, E.D.D.  
FT. LAUDERDALE, FL 33306

Date 5-15-11

Pay to the order of Federal Express \$ 190.00

one Hundred & ninety two Dollars

Bank of America

ACH DEBIT

Micro C00434324



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2399

DATE SCANNED 11-11-11

SCANNER NO. 2

SCAN OPERATOR IMP

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